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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

V.

DERRICK DONTE MILES,

Defendant.

No. CR 05-00740-MJJ

~~[PROPOSED]~~ ORDER FOR
CONTINUANCE AND EXCLUSION
OF TIME UNDER THE SPEEDY
TRIAL ACT, 18 U.S.C. § 3161 ET
SEQ.

ORDER

Based on the reasons provided in the stipulation of the parties, the court hereby FINDS:

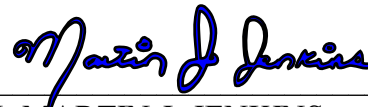
The ends of justice served by vacating the trial date currently set for June 19, 2006 and setting the matter down for change of plea or trial or motions setting on June 16, 2006 at 2:30 p.m. outweigh the best interests of the public and the defendant in a speedy and public trial because a substantial quantity of new discovery; including video and audio tapes, forensic reports, search warrant returns, and crime scene photographs; which were not in the possession of the

1 government at the last hearing of this case will soon be provided to the defense, and additional
2 investigation and review are necessary to the defense preparation of the case.

3 Based on these findings, and to the extent applicable, it is ORDERED that time be excluded
4 under the speedy trial act, 18 U.S.C. Section 3161(H) (8)(A) and (B)(iv) from April 27, 2006
5 until June 16, 2006.
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7 IT IS FURTHER ORDERED that the PRETRIAL CONFERENCE date of June 16, 2006 at
8 2:30 p.m. and the JURY TRIAL date of June 19, 2006 at 9:00 a.m., before the Honorable Martin
9 J. Jenkins, be vacated and reset as a CHANGE OF PLEA OR MOTIONS AND TRIAL
10 SETTING HEARING for June 16, 2006 at 2:30 p.m.
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13 DATED: 5/23/2006

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15 HON. MARTIN J. JENKINS
16 UNITED STATES DISTRICT JUDGE
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